



# MINUTES

## BOARD OF SUPERVISORS, COUNTY OF MONO

### STATE OF CALIFORNIA

Regular Meetings: The First, Second,  
And Third Tuesday of each month

#### REGULAR MEETING

County Courthouse  
Bridgeport, California 93517

June 6, 2006

9:00 a.m. **Call meeting to Order** Tom Farnetti, Chairman  
#3114-1

9:01 a.m. **Pledge of Allegiance** Tom Farnetti, Chairman  
#3114-1

No One Spoke.

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of interest of the public that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

Approximately  
15 minutes

#### **DEPARTMENT REPORTS/EMERGING ISSUES**

(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

9:03a.m.  
#3114-1

Clay Neely, IT Director, informed the Board that approximately 2 weeks ago the Mono County Website had been hacked and Arabic language inserted. There was no permanent damage to the Website. It was not County servers that were hacked either. The County Website is hosted on a server in New Jersey and the host computer was hacked. There was no impact on County computers/servers.

Also, the Board was informed that there was a "glitch" in the elections system that was caught when the polls opened. The elections software providers made a last minute update, but when time-stamped, used the Denver, CO time rather than Mono County time, hence a time difference. It took IT personnel approximately 15 minutes to fix, thus there was a delay in opening the polls of approximately 20 minutes.

Deferred until  
later in the  
meeting

#### **BOARD MEMBER REPORTS**

THE BOARD MAY, IF TIME PERMITS, TAKE BOARD REPORTS AT ANY TIME DURING THE MEETING AND NOT AT A SPECIFIC TIME.

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

June 6, 2006

Approximately  
10 Minutes**COUNTY ADMINISTRATIVE OFFICE**1)  
Deferred until  
later in the  
meetingCAO Report and Tracking Report re Board Assignments (**David Wilbrecht**)**ACTION:** Receive brief oral report by County Administrative Officer (CAO) regarding his activities. Review and potentially revise Tracking Report of Board assignments.

2:50 p.m.

1. Updated the Board

Approximately  
thru 10:00 am**CLOSED SESSIONS*****Entered Closed Session at the hour of 9:05 a.m.***

Supervisors Tom Farnetti, Duane "Hap" Hazard, and Vikki Magee-Bauer, were joined by David Wilbrecht, CAO, Marshall Rudolph, County Counsel; and Robert Garret, Deputy CAO, Human Resources. Supervisor Hunt Absent.

Robert Garret exited closed session at the hour of 9:46 a.m.

***All exited Closed Session at the hour of 10:15 a.m.******Recess was taken from 10:15 a.m. to 10:20 a.m.***

No Action Reported out of Closed Session.

- 2) **CONFERENCE WITH LABOR NEGOTIATORS.** Government Code §54957.6. Agency designated representatives: David Wilbrecht, Marshall Rudolph, and Robert Garret. Employee organizations: Local 39 (MCPE, DPOU), Paramedic Fire and Rescue Association, Sheriff's Officers' Association (DSA), Sheriff Department Management Association, Public Safety Officers Association, Management Council. Unrepresented employees: County Administrator, County Counsel, Deputy County Counsel, Clerk-Recorder, Finance Director, Mental Health Director, Social Services Director, Public Health Director, Health and Human Services Director, Deputy county Administrative Officer/Human Resources Director; Deputy County Administrative Officer/Risk Manager; Health Officer, Psychiatrist, Assistant Public Works Director, Project Manager, Assistant District Attorney, District Attorney Chief Investigator, Assistant Treasurer-Tax Collector, Assistant Auditor-Controller, IT Director, Building Official, Budget & Organization Analyst, Assistant Clerk-Recorder, Probation Officer, and Child Support Director, Undersheriff, Paramedic/Fire Chief, Assistant Assessor, and Health and Human Services Director of Financial Services.

June 6, 2006

- 3) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Property: Sierra Centre Mall (452 Old Mammoth Road, Mammoth Lakes, CA). Agency negotiators: David Wilbrecht and Marshall Rudolph. Negotiating parties: Mono County and Doheny Enterprises LLC. Under negotiation: Price and terms of payment.
- 4) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: one.
- 5) CONFERENCE WITH LEGAL COUNSEL- INITIATION OF LITIGATION pursuant to subdivision (c) of Government Code section 54956.9. Number of potential cases: One.

#### 6) APPROVAL OF MINUTES:

#3114-2

May 16 only

M: HH

S: VB

V: 3-0

Ab: BH

**Regular Meeting of May 9, 2007** Defer only 2 members present. **Re-present at next meeting.**  
**Regular Meeting of May 16, 2006**

Approximately  
5 Minutes  
for All  
Consent Items

### CONSENT AGENDA

*(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item)*

**M: VB S: HH V: 3-0 Absent: Byng Hunt**

#3114-2

### SHERIFF - CORONER

- 7a) Homeland Security Grant Program  
**R06-50 ACTION:** Recommend the Board of Supervisors approve both Sheriff Paranick and Dave O'Hara, current OES Coordinator, be authorized to perform any action necessary for the purpose of applying for/administering Office of Homeland Security FY 06 Homeland Security Grant Program.
- 7b) OES Emergency Management Performance Grants **(Daniel A. Paranick)**  
**R06-51 ACTION:** Recommend the Board of Supervisors approve both Sheriff Paranick and Dave O'Hara, current OES Coordinator, be authorized to perform any action necessary for the purpose of applying for/administering OES Emergency Management Performance Grants.
- 7c) National Incident Management System **(Daniel A. Paranick)**  
**R06-52 ACTION:** Recommend the Board of Supervisors pass a **Resolution** integrating the National Incident Management System into the Mono County Emergency Operations Plan and into the Mono County Emergency Management System.

June 6, 2006

**AUDITOR CONTROLLER**

- 8a)** Minute Order M06-023 Modification / Clarification  
**M06-078** **ACTION:** Modify Minute Order M06-023 adopted on February 21, 2006, as follows to accurately reflect and clarify the actions of the Board of Supervisors: (1) Approve and authorize the following transfers from contingency: \$45,000 to Public Defender contract; \$56,000 to Sheriff fuel line item; \$269,000 to Sheriff salary line item; and \$9,000 to Sheriff-Coroner line item. (2) Further authorize the expenditures in the County Administrative Office budget of \$17,000 for facility planning; \$7,000 for recruitment advertising; and from the Board of Supervisors \$13,000 for Notebook computers. If a transfer from contingency becomes necessary, then these departments must return to the Board of Supervisors for approval. (3) The issue of an additional Public Health Nurse for Public Health and an IT Specialist for Information Technology should be brought back to the Board of Supervisors for further consideration on March 7, 2006. (4) Direct staff to look into further adjustments derived through salary savings and/or any other areas of the budget. (5) Adjust budgets accordingly where no fiscal impact is present.

- 8b)** Audit Contract  
**M06-079** **ACTION:** Approve and authorize the Chairman's signature on a contract for audit services with Bartig, Basler & Ray, CPA's, Inc. for fiscal years ending June 30, 2006, 2007, and 2008.

**HEALTH AND HUMAN SERVICES / ENVIRONMENTAL HEALTH**

- 9a)** Standard Agreement for Small Public Water System Program between Alpine County and Mono County, FY 2006-07  
**M06-080** **ACTION:** Approve standard agreement for Small Public Water System Program between Alpine County and Mono Counties for FY 2006-07.

- 9b)** Standard Agreement for Solid Waste Enforcement Program between Alpine County and Mono County, FY 2006-07  
**M06-081** **ACTION:** Approve standard agreement for Solid Waste Enforcement Program between Alpine County and Mono Counties, FY 2006-07.

- 9c)** Emergency Medical Services Appropriation (EMSA) for FY 2004/05  
**M06-082** **ACTION:** The Board of Supervisors approves and authorizes HHS Director of Financial Operations to sign the Declaration of Intent to apply for Emergency Medical Services Appropriation Funding and the Standard Agreement for the Emergency Medical Services Appropriation for FY 2005-06.

June 6, 2006

#3114-2

**REGULAR AGENDA****CORRESPONDENCE RECEIVED  
(INFORMATIONAL)**

All items listed are available for review and are located in the Office of the Clerk of the Board

#	Received	Dated	From	Subject
<b>10a)</b>	05-10-06	05-09-06	Dan Lyster, Director Economic Development	Letter to Senate Budget Subcommittee #2 in support of the General Fund augmentation to the Dept. of Fish and Game budget.
<b>10b)</b>	05-10-06	05-09-06	Dan Lyster, Director Economic Development	Letter to Senate Budget Subcommittee #3 in support of the General Fund augmentation to the Dept. of Fish and Game budget.
<b>10c)</b>	05-12-06	05-09-06	Brent Harrington, President RCRC	Donation of \$200 to the American Cancer Society in memory of Supervisor John Cecil.
<b>10d)</b>	05-12-06	05-04-06	Nathan H. Beason, Chair Nevada Board of Supervisors	Please accept their sympathy and sorrow on the recent passing of John Cecil.
<b>10e)</b>	05-24-06	05-18-06	Gary Gunsolley, Chairman Inyo-Mono Fish & Game Adv.	Request for \$1,500 donation for the 2005-06 fiscal year (previous donation was for 2006-07).

Board accepted correspondence received with the following comment: Board recalls approving this item, but believe the time frame as indicated in the letter is inconsistent with prior Board action. Clerk to check the prior action and make sure minutes are consistent with action and bring back to the Board at the next meeting.

Approximately  
15 Minutes**PUBLIC WORKS****11a)**

#3114-2

Bid Opening for the Lee Vining Airport Road Rehabilitation **(Kelly Garcia)**

**RECOMMENDED ACTION:** (1) Open and read aloud the bid proposals for Lee Vining Airport Road Rehabilitation. (2) Refer bids to Public Works for evaluation and return to the Board with a recommendation.

**M06-083****M: HH****S: VB****V: 3-0****Ab: BH****2 – Bids Received**

Sierra Nevada Construction - \$270,007.00

W. Jaxon Baker, Inc. - \$234,738.50

**11b)**

#3114-2

Bid Opening for June Lake Landscape Project **(Kelly Garcia)**

**ACTION:** (1) Open and read aloud the bid proposals for June Lake Landscape Project. (2) Refer proposals to the Public Works Director for review and recommendation.

**NO****Action****No Bids Received.**

June 6, 2006

Approximately  
45 Minutes**MENTAL HEALTH #3114-2**

- 12a)** Sierra Recovery Center Contract 2006-2008 **(Ann Gimpel)**  
**RECOMMENDED ACTION:** Approve County entry into a proposed 24 month contract with Sierra Recovery Center for the provision of residential social model alcohol and drug services, and authorize the Board Chair to sign said contract on behalf of Mono County.  
**M06-084**  
**M: HH**  
**S: VB**  
**V: 3-0**  
**Ab: BH**
- 12b)** Progress House, Inc. Contract 2006-2008 **(Ann Gimpel)**  
**RECOMMENDED ACTION:** Approve County entry into a proposed 24 month contract with Progress House, Inc. for the provision of perinatal residential alcohol and drug residential services, and authorize the Board Chair to sign said contract on behalf of Mono County.  
**M06-085**  
**M: VB**  
**S: HH**  
**V: 3-0**  
**Ab: BH**
- 12c)** Contract: California State University, Fullerton; Foundation **(Ann Gimpel)**  
**RECOMMENDED ACTION:** Approve County entry into a proposed agreement with California State University, Fullerton; Foundation, to provide the evaluation component for Mono County's State Incentive Grant, and authorize the Board Chair to sign said agreement on behalf of Mono County.  
**M06-086**  
**M: HH**  
**S: VB**  
**V: 3-0**  
**Ab: BH**
- 12d)** Mammoth Hospital Contract 2006-2008 **(Ann Gimpel)**  
**RECOMMENDED ACTION:** Approve County entry into a proposed 24 month contract with Mammoth Hospital for the provision of emergency and other medical services, and authorize the Board Chair to sign said contract on behalf of Mono County.  
**M06-087**  
**M: VB**  
**S: HH**  
**V: 3-0**  
**Ab: BH**
- 12e)** Mammoth Community Foundation Contract 2006-07 **(Ann Gimpel)**  
**RECOMMENDED ACTION:** Approve County entry into a proposed one-year contract with Mammoth Community Foundation for the provision of Friday Night Live youth activity services, and authorize the Board Chair to sign said contract on behalf of Mono County.  
**M06-088**  
**M: HH**  
**S: VB**  
**V3-0**  
**Ab: BH**

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- 12f)** Contract: County of El Dorado (**Ann Gimpel**)  
**M06-089** **RECOMMENDED ACTION:** Approve County entry into a proposed two-year contract with the County of El Dorado for acute psychiatric hospitalization services, and authorize the Board Chair to sign said contract on behalf of Mono County.  
**M: VB**  
**S: HH**  
**V: 3-0**  
**Ab: BH**

Approximately  
10 Minutes

**PROBATION #3114-2**

- 13)** Juvenile Probation and Camps Funding (JPCF) (**Beverlee Bryant**)  
**R06-053** **RECOMMENDED ACTION:** The Mono County Board of Supervisors pass a **Resolution** authorizing Beverlee Bryant, Chief Probation Officer of Mono County, to submit the JPCF application and sign the Funding Agreement with the Corrections Standards Authority to receive funding in the amount of \$12,013 to be used to support juvenile services in Mono County. No County match is required.  
**M: HH**  
**S: VB**  
**V: 3-0**  
**Ab: BH**

Approximately  
20 Minutes

**COUNTY COUNSEL #3114-2**

- 14)** Sierra Centre Mall Leases (**Marshall Rudolph**)  
**NO** **RECOMMENDED ACTION:** Consider request by Mammoth Sierra Centre LLC that the County execute Estoppel Certificates and Subordination, Non-disturbance, and Attornment Agreements for each space currently leased by the County in the Sierra Centre Mall in Mammoth Lakes. Authorize the Chair's signature on some or all of the above-listed documents, with such revisions, if any, that the Board deems appropriate. Receive oral staff report regarding same and provide any desired direction to staff.  
**Action**

**CLOSED SESSIONS** *(Continued from morning)*

***Moved into Closed Session at the hour of 10:48 a.m.***

Supervisors Tom Farnetti, Duane "Hap" Hazard, and Vikki Magee-Bauer, were joined by David Wilbrecht, CAO; and Marshall Rudolph, County Counsel. Supervisor Hunt Absent.

***Stacey Simon, Deputy County Counsel entered closed session at the hour of 11:24 a.m. The Board exited Closed Session at the hour of 12:14 p.m.***

No Action Reported out of Closed Session.

***Lunch Recess was taken from 12:15 pm to 1:18 p.m.***

June 6, 2006

- 1:00 p.m. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of interest of the public that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

#3114-2

No One Spoke.

No One Spoke.

Approximately  
45 Minutes

## CLOSED SESSIONS

*Moved into Closed Session at the hour of 1:19 p.m.*

Supervisors Tom Farnetti, Duane "Hap" Hazard, Vikki Magee-Bauer, David Wilbrecht, CAO; Marshall Rudolph, County Counsel; and Dan Lyster, Special Projects Coordinator. Supervisor Hunt Absent.

*The Board exited Closed Session at the hour of 2:07 p.m.*

No Action Reported out of Closed Session.

- 15)** CONFERENCE WITH LEGAL COUNSEL- INITIATION OF LITIGATION pursuant to subdivision (c) of Government Code section 54956.9. Number of potential cases: One.
- 16)** CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Property: Conway Ranch (North Mono Basin). Agency negotiators: Dan Lyster and Marshall Rudolph. Negotiating parties: Mono County and Inland Aquaculture Group LLC. Under negotiation: price and terms of payment.

## REGULAR SESSION

Approximately  
10 Minutes

## ECONOMIC DEVELOPMENT & SPECIAL PROJECTS

- 17)** Signature of MOU for Walker River Ecosystem Preservation Project **(Dan Lyster)**  
**ACTION:** Authorize Chair's signature on a **Memorandum of Understanding** (MOU) for the Walker River Ecosystem Preservation Project.

M06-090

M: HH  
S: BV  
V: 3-0  
Ab: BH

June 6, 2006

**PUBLIC WORKS**

- 18a)** Mono City Road Extension **(Evan Nikirk)**  
**M06-091** **ACTION:** (1) Discuss the potential use of County resources to construct a connection between County-maintained roads on US Forest Service lands in Mono City to provide a looped access for emergency response. Provide any desired direction to staff. (2) Approve the request to use County resources of approximately \$12,000 to construct a connection road between County-Maintained roads on US Forest Service Lands in Mono City to provide a looped access for emergency response.  
**M: VB**  
**S: HH**  
**V: 3-0**  
**Ab: BH**
- 18b)** June Lake Street Names **(Kelly Garcia)**  
**NO Action** **ACTION:** (1) Receive request from the June Lake Fire Safe Council for assistance with street name changes in the Down Canyon area. (2) Provide direction to staff.  
**Verbal**  
**Direction** Direct staff to work with the June Lake Fire Safe Council and County Counsel to effectuate these changes in the interest of safety. Bring this issue back to the Board of Supervisors at the appropriate time.
- 18c)** Bid Award for the Lee Vining Airport Road Rehabilitation **(Kelly Garcia)**  
**No Action** **RECOMMENDED ACTION:** (1) Acknowledge receipt of proposals earlier in the day and, based on the bids submitted, recognize the lowest responsible bidder for the Lee Vining Airport Road Rehabilitation Project. (2) Approve and authorize the Public Works Director (in consultation with County Counsel) to finalize and administer a contract with the lowest responsible bidder for the Lee Vining Airport Road Rehabilitation Project, in an amount not to exceed the lowest responsible bid as indicated on the bid proposal. This authorization shall include making minor amendments to said contract from time to time as the Public Works Director may deem necessary, provided such amendments do not substantially alter the scope of work or budget and are approved as to form by County Counsel.  
**Verbal**  
**Direction**
- 18d)** Bid Award for the June Lake Landscape Project **(Kelly Garcia)**  
**NO Action** **RECOMMENDED ACTION:** (1) Acknowledge receipt of proposals earlier in the day and, based on the bids submitted, recognize the lowest responsible bidder for the June Lake Landscape Project. (2) Approve and authorize the Public Works Director (in consultation with County Counsel) to finalize and administer a contract with the lowest responsible bidder for the June Lake Landscape Project, in an amount not to exceed the lowest responsible bid as indicated on the bid proposal. This authorization shall include making minor amendments to said contract from time to time as the Public Works Director may deem necessary, provided such amendments do not substantially alter the scope of work or budget and are approved as to form by County Counsel.  
**Verbal**  
**Direction**

June 6, 2006

**M06-092      Urgency item.**

**M: VB  
S: HH  
V: 3-0  
Ab: BH**

The Board finds that there is a need to take immediate action with respect to the proposed agenda item, that the need for action came to the County's attention subsequent to the agenda being posted and therefore, that the Board add the item to the agenda.

**R06-054**

Dave Wilbrecht discussed how the item came to the Board's attention and discussed the need to change the name of the arts entity.

**M: HH  
S: VB  
V: 3-0  
Ab: BH**

Gaye Mueller discussed the proposed name change Mono Council for the Arts and that a letter regarding the name change be submitted with the grant application.

**Approve and authorize the Chairman's signature on Resolution R06-54 declaring approval of the application and authorize the execution of a grant contract with the California Arts Council in the amount of \$10,000.**

**ADJOURNMENT**

Adjourn meeting and reconvene in regular session of **June 13, 2006**, at the hour of 9:00 a.m. in the Board Chambers, County Courthouse, Bridgeport, California.

Meeting adjourned at the hour of 3:35 p.m.